

# NOTICE OF APPEAL

## UNITED STATES DISTRICT COURT

SOUTHERN District of NEW YORK

UNITED STATES OF AMERICA

Docket Number 06 CR. 489(RPP)

- v -

XIAN BAO LIN, Defendant.

HONORABLE ROBERT P. PATTERSON  
(District Court Judge)

Notice is hereby given that the defendant XIAN BAO LIN  
appeals to the United States Court of Appeals for the Second Circuit from the:

judgment ☒; order ☐; other ☐; \_\_\_\_\_  
(specify)

entered in this action on 02/13/08  
(date)

Offense occurred after November 1, 1987 Yes ☒ No ☐

The appeal concerns: conviction only ☐; sentence only ☐; conviction and sentence ☒

Date: February 21, 2008

TO: WILSON LEUNG, ESQ.  
AUSA  
ONE ST. ANDREW'S PLAZA  
NEW YORK, NY 10007

XIAN BAO LIN  
REG. NO. 15388-006  
MCC

Barry Leiwant, Esq.  
(Counsel for Appellant)

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ADD ADDITIONAL PAGE IF NECESSARY

(TO BE COMPLETED BY ATTORNEY)

TRANSCRIPT INFORMATION - FORM B

### ► QUESTIONNAIRE

- ☒ I am ordering a transcript  
☐ I am not ordering a transcript  
Reason:  
☐ Daily copy is available  
☐ U.S. Attorney has placed order  
☐ Other Attach explanation

### ► TRANSCRIPT ORDER ►

DESCRIPTION OF PROCEEDINGS  
FOR WHICH TRANSCRIPT IS  
REQUIRED (INCLUDE DATE)

Prepare transcript of \_\_\_\_\_ Dates \_\_\_\_\_  
☒ Pre-trial proceedings 11/13/07  
☐ Trial \_\_\_\_\_  
☒ Sentence 2/13/08  
☐ Post-trial proceedings \_\_\_\_\_

The ATTORNEY certifies that he/she will make satisfactory arrangements with the court reporter for payment of the cost of the transcript.  
(FRAP 10(b)) ► Method of payment ☐ Funds ☐ CJA Form 24

ATTORNEY'S signature MARK B. GOMBINER, ESQ.

DATE 2/21/08

### ► COURT REPORTER ACKNOWLEDGMENT

To be completed by Court Reporter and  
forward to Court of Appeals

Date order received

Estimated completion date

Estimated number  
of pages

Date \_\_\_\_\_

Signature \_\_\_\_\_  
(Court Reporter)